

APPENDIX B

Practitioner's Docket No.: 782_141

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number: 6,539,130 B2
Issued: March 25, 2003
Name of Patentee(s): Atsuo KONDO, Jungo KONDO and Kenji AOKI
Title of Invention: TRAVELING WAVE OPTICAL MODULATORS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
ATTENTION:
Decision and Certificate of Correction
Branch of the Patent Issue Division
Attention: Angela Green
c/o Mr. Omega Lewis

CERTIFICATION OF FACSIMILE
TRANSMISSION

I hereby certify that this paper is being facsimile transmitted
to the Patent and Trademark Office (703) 308-6672 on
October 1, 2003.

Melissa T. Kuczynski
Melissa T. Kuczynski

REQUEST FOR RECONSIDERATION

Dear Ms. Green:

Attached is a copy of the Request for Certificate of Correction that we filed in the U.S. PTO on July 16, 2003, as well as your response thereto which was mailed September 24, 2003.

As I explained to you yesterday, the errors for which we requested correction in the above-referenced patent are changes that were made to this application via the Amendment filed July 26, 2002. The Notice of Allowance in this application clearly indicates that the Examiner responded to the July 26, 2002 Amendment, and did not indicate that he was refusing entry of that Amendment or any part of the substitute abstract and substitute specification filed therewith.

In view of the foregoing, your assertion that the patent was printed in accordance with the PTO record as passed to issue by the Examiner is simply erroneous. The Examiner clearly passed this application to issue after entry of the substitute specification and abstract.

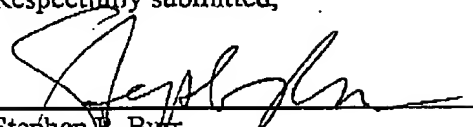
In view of the foregoing, it is respectfully requested that our original Request for Certificate of Correction be granted immediately.

Please telephone me if you have any questions about this paper.

Respectfully submitted,

October 1, 2003

Date


Stephen R. Burr
Reg. No. 32,970

SPB/mtk

BURR & BROWN
P.O. Box 7068
Syracuse, NY 13261-7068

Customer No.: 025191
Telephone: (315) 233-8300
Facsimile: (315) 233/8320

Your mail room stamp hereon will acknowledge receipt of a Request for
Certificate of Correction of Patent for PTO Mistake and Form PTO-1050 (in
duplicate) for:

782_141

Date of Mailing: July 16, 2003

SPB/tlp

Patent No.: 6,539,130 B2

Issue Date: March 25, 2003

Serial No.: 09/738,174

Filed: December 15, 2000

Art Unit: 2874

For: TRAVELING WAVE OPTICAL MODULATORS

Certificate
JUL 23 2003
of Correction

COPY

Practitioner's Docket No.: 782_141

PATENT

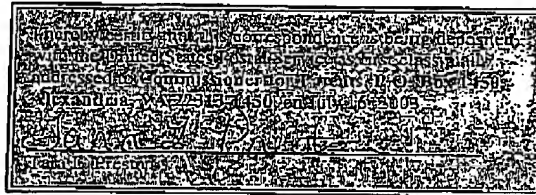
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number: 6,539,130 B2
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Name of Patentee(s): Atsuo KONDO, Jungo KONDO and Kenji AOKI
Title of Invention: TRAVELING WAVE OPTICAL MODULATORS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION:

Decision and Certificate of Correction
Branch of the Patent Issue Division



**REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT
FOR PTO MISTAKE (37 C.F.R. § 1.322(a))**

1. Attached, in duplicate, is Form PTO--1050, with at least one copy being suitable for printing.
2. The exact page and line number where the errors are shown correctly in the application file are:

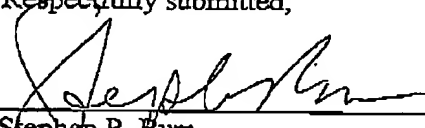
Amendment filed July 26, 2002 (substitute abstract and substitute specification)

Please send the Certificate to the undersigned representative.

Respectfully submitted,

July 16, 2003

Date


Stephen P. Burr
Reg. No. 37,970

SPB/tlp

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Syracuse, NY 13261-7068

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,539,130 B2
DATED : March 25, 2003
INVENTOR(S) : Atsuo KONDO, Jungo KONDO and Kenji AOKI

It is hereby certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

Abstract (Title Page)

- Line 4: please change "plate __ and comprising" to --plate. The substrate includes--
- Line 5: please change "thickness;" to --thickness.--
- Line 6: please change "first" to --First--
- Line 7: please add --are-- before "formed"
- Line 8: please change "substrate; a set of electrodes" to --substrate. A set of electrodes are--
- Line 9: please add --are-- after "and"
- Line 11: please change "portions; to --portions.--
- Line 12: please change "and a buffer layer" to --A buffer layer is--
- Line 13: please add --with-- after "substrate,"

Column 1

- Line 27: please change "waveguides" to --waveguide--
- Line 29: please change "lines, and that lights, which" to --portions, such that light--
- Line 30: please change "come out from the branched optical waveguides are coupled" to --propagates through the branched optical waveguide portion and is coupled--
- Line 31: please change "together again, so that the" to --into one stream of light again. Accordingly, it is desirable that the--
- Line 32: please change "needs to be the same. However," to --portions is the same. If--
- Line 33: please add --portion-- after "waveguide"

MAILING ADDRESS OF SENDER:

PATENT NO.: 6,539,130 B2

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P.O. Box 7068
Syracuse, NY 13261-7068

Form PTO-1050

Page 1 of 3

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,539,130 B2
DATED : March 25, 2003
INVENTOR(S) : Atsuo KONDO, Jungo KONDO and Kenji AOKI

It is hereby certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

Column 1 (cont'd)

Line 34: please change "differed" to --differs--
Line 34: please change "other, which might result in" to --other waveguide portion, the result could be a--
Line 49: please delete "--"

Column 2

Line 51: please change "pural" to --plural--
Line 54: please change "approached" to --similar--
Line 54: please add --waveguide portion-- after "other"
Line 56: please change "said" to --the--
Line 58: please change "said" to --the--
Line 63: please change "said" to --the--

Column 3

Line 8: please delete "does not"
Line 22: please change "on working" to --in--
Line 44: please delete "and" (first occurrence)
Line 57: please add --10-- after "portion" (second occurrence)
Line 61: please change "9" to --7--

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CERTIFICATE OF CORRECTION

PATENT NO. : 6,539,130 B2
DATED : March 25, 2003
INVENTOR(S) : Atsuo KONDO, Jungo KONDO and Kenji AOKI

It is hereby certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

Column 4

Line 7: please change "extend" to --extends--

Line 59: please change "approached" to --substantially matched--

Column 5

Line 17: please delete Japanese characters after "(optoelectric field"

MAILING ADDRESS OF SENDER:

PATENT NO.: 6,539,130 B2

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Syracuse, NY 13261-7068

Form PTO-1050

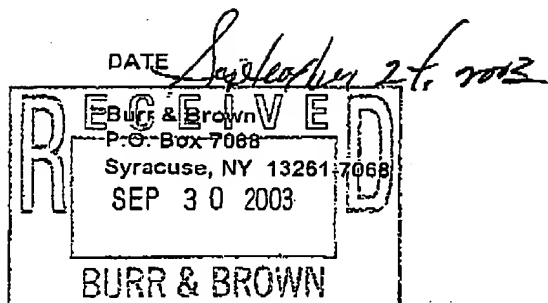
Page 3 of 3

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Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

782-141



PATENT NO: 6,539,130
APPLICANT: Atsuo Kondo et al.
SERIAL NO. 09/738,174
FILING DATE: December 15, 2000

REQUEST FOR CERTIFICATE OF CORRECTION

The request for the issuance of a certificate of correction in the above identified patent has been considered.

Inspection of the file of the application for the patent reveals, however, that in connection with the alleged error to which you refer, the patent is printed in accordance with the record in the Patent and Trademark Office of the application as passed to issue by the examiner. There being no fault on the part of the Patent and Trademark Office, it has no authority to issue a certificate of correction under the provisions of 35 U.S.C. 254 and Rule 322 of the Rules of Practice of the United States Patent and Trademark Office in Patent Cases.

Further correspondence concerning the matter should be filed and directed to Decisions & Certificate of Correction Branch.

Cecelia B. Newman / *Cecelia B. Newman (703) 315-8745*
Decisions & Certificates of Corrections

/arg
Form PTOL-209 (REV. 5/93)

COPY